

April 30, 2001

Heidi B. Goldstein  
216-566-5559  
heidi.goldstein@thompsonhine.com

**VIA FACSIMILE AND  
FEDERAL EXPRESS**

US EPA RECORDS CENTER REGION 5



446643

MAY 01 2001

Ms. Deena Sheppard-Johnson  
Mail Code: SR-6J  
United States Environmental Protection Agency  
Remedial Enforcement Support Section  
77 West Jackson Boulevard  
Chicago, IL 60604

Re: United States Environmental Protection Agency Request  
for Information - Chemical Recovery Systems Site - Elyria, Ohio

Dear Ms. Sheppard-Johnson:

Attached you will find The B.F. Goodrich Company's Response to the United States Environmental Protection Agency's ("U.S. EPA") Request for Information pursuant to Section 104(e) of the Comprehensive Environmental Response Compensation and Liability Act ("B.F. Goodrich's Response") without the referenced exhibits. B.F. Goodrich's Response is being submitted today via facsimile pursuant to our agreed April 30, 2001 deadline. I will be forwarding a hard copy of B.F. Goodrich's Response with the referenced exhibits via Federal Express for delivery to you tomorrow.

I have also included a faxed version of the certification required by Instruction No. 9. I will forward a hard copy of the certification in the next few days.

If you have any questions, do not hesitate to call me.

Very truly yours,

Heidi B. Goldstein

HBG:rds

cc: Mr. Thomas Nash, Assistant Regional Counsel, Mail Code: C-14J (via  
facsimile)  
Chris Sheehey, Esq.  
R. Leonard Rowe, Jr., Esq.  
Michael L. Hardy, Esq.

April 30, 2001

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Ms. Deena Sheppard-Johnson  
Mail Code: SR-6J  
United States Environmental Protection Agency  
Remedial Enforcement Support Section  
77 West Jackson Boulevard  
Chicago, IL 60604

Re: United States Environmental Protection Agency Request  
for Information - Chemical Recovery Systems Site - Elyria, Ohio

Dear Ms. Sheppard-Johnson:

The undersigned and this law firm represent the B.F. Goodrich Company ("B.F. Goodrich") in connection with the Chemical Recovery Systems Site in Elyria, Ohio (the "Site"). On behalf of the B.F. Goodrich Company ("B.F. Goodrich"), we provide the following objections and response to the United States Environmental Protection Agency's ("U.S. EPA") Request for Information pursuant to Section 104(e) of the Comprehensive Environmental Response Compensation and Liability Act ("CERCLA")(the "Information Request").

**GENERAL OBJECTIONS**

1. B.F. Goodrich objects to Instruction No. 3 on the basis that CERCLA does not mandate that a response "identify . . . contributing sources of information;"
2. B.F. Goodrich objects to U.S. EPA's attempt to impose a continuing duty on B.F. Goodrich under Instruction No. 6 to supplement B.F. Goodrich's response as this Instruction exceeds the authority granted by CERCLA Section 104(e). If B.F. Goodrich becomes aware of any information that demonstrates its response was incorrect when made, though believed to be correct when made, or is no longer true, B.F. Goodrich will voluntarily supplement such response;
3. B.F. Goodrich objects to Instruction No. 8 as it seeks to impose obligations on B.F. Goodrich that exceed the authority granted by CERCLA Section 104(e). Instruction No. 8 is unduly burdensome and overly broad by seeking "all information and documents" in the "possession or control" of "former

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employees, agents, contractors, or attorneys." CERCLA Section 104(e) does not require B.F. Goodrich to provide information that is outside its possession, custody or control, as would be the case with former employees, agents, contractors or attorneys;

4. B.F. Goodrich objects to Definition No. 2 as it attempts to alter the statutory definition of "person" by grouping several persons into one; and
5. B.F. Goodrich objects to Question Nos. 4, 10, 11 and 12 on the grounds that they overly are burdensome and vexatious, and request information beyond the scope of CERCLA Section 104(e).

Subject to and without waiving any of these General Objections, B.F. Goodrich provides the following response to the Information Request:

1. Richard Hardesty  
Manager Auditing & HSE Assurance  
PMD Group Inc.  
9911 Brecksville Road  
Brecksville, Ohio 44141-3247  
(216) 447-6348

Mr. Hardesty consulted the following individuals:

- a. Robert Sprose  
Production Foreman  
PMD Group Inc. (formerly with The B.F. Goodrich Co. - Avon Lake  
Technical Center)  
500 Moore Rd.  
Avon Lake, Ohio 44012-0134  
440-933-0400
  - b. Jim Hastings  
Production Foreman  
PMD Group Inc. (formerly with The B.F. Goodrich Co. - Avon Lake  
Technical Center)  
500 Moore Rd.  
Avon Lake, Ohio 44012-0134  
440-933-0400
-

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- c. Richard Dzambi  
Former Shipper for The B.F. Goodrich Company - Avon Lake  
General Chemical  
1502 West 12<sup>th</sup> Street  
Lorain, Ohio 44052  
440-246-5030
  - d. David Boggs  
Former Supervisor for The B.F. Goodrich Company - Avon Lake  
Technical Center  
905 Hollywood  
Elyria, Ohio 44035  
440-365-8140
  - e. Hugo Gough  
Former Shipping Manager for The B.F. Goodrich Company - Avon  
Lake Technical Center  
Elyria, Ohio  
440-366-3841
  - f. Wayne Randles  
Transportation Coordinator  
PMD Group Inc. (formerly with The B.F. Goodrich Co. - Akron  
Plant 3)  
9911 Brecksville Road  
Brecksville, Ohio 44141-3247  
216-447-5303
  - g. Ken Cockrum  
Supervisor of Shipping and Receiving  
Akron General Chemical (formerly with The B.F. Goodrich Company  
- Akron Plant 3)  
240 W. Emerling Ave.  
Akron, Ohio 44301  
330-374-2254
-

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Ron Ferlick  
SIA Adhesives (former Plant Manager for The B.F. Goodrich  
Company - Akron Adhesives Plant)  
123 W. Bartges  
Akron, Ohio 44311-1081  
330-374-2911

Jerry A. Smith  
Consultant - Special Products  
The B.F. Goodrich Company  
c/o Canal Place Limited  
520 S. Main St., Suite 2511  
Akron, Ohio 44311-1010  
330-374-4260

Danny Collins  
HSE Engineer  
PMD Group Inc. (formerly with The B.F. Goodrich Co. - Avon Lake General  
Chemical)  
500 Moore Rd.  
Avon Lake, Ohio 44012-0134  
440-933-0492

John Uptmor  
Manager HSE  
PMD Group Inc. (formerly with The B.F. Goodrich Co. - Avon Lake General  
Chemical)  
500 Moore Rd.  
Avon Lake, Ohio 44012-0134  
440-933-0400

Edward Strausser  
PMD Group Inc. (formerly Process and Warehouse Foreman with The B.F.  
Goodrich Co. - Avon Lake General Chemical)  
500 Moore Rd.  
Avon Lake, Ohio 44012-0134  
440-933-0449

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2. B.F. Goodrich objects to this question to the extent that it seeks information protected by the attorney-client privilege, attorney-work product doctrine or any similar privilege. Without waiving this objection, all responsive, nonprivileged documents are attached as Exhibit A. A privilege log identifying a document withheld on the basis of attorney-client privilege and the attorney-work product doctrine is attached as Exhibit B.
  3. B.F. Goodrich is not aware of any such persons.
  4. As set forth in the General Objections, the information requested exceeds the authority granted by CERCLA Section 104(e). B.F. Goodrich objects to this request to the extent that it does not apply to the Site.
  5. B.F. Goodrich objects to this question as it calls for speculation. Without waiving its objection, B.F. Goodrich has no information that any release or threat of release has occurred at the Site.
  6. As set forth in the General Objections, the information requested exceeds the authority granted by CERCLA Section 104(e). Without waiving this objection, B.F. Goodrich has engaged in a good faith and appropriate search to provide answers that are responsive to the Information Request, and B.F. Goodrich was unable to locate any information to substantiate U.S. EPA's statements in its March 2, 2001 General Notice of Potential Liability that it generated, used, treated, stored, disposed of or handled any material at the Site or transported any material to the Site. B.F. Goodrich also was unable to locate any information to corroborate the witness statement summaries or the "dirty inventory" list U.S. EPA provided.
  - 7 (a) B.F. Goodrich has engaged in a good faith and appropriate search to provide answers responsive to this Information Request, and B.F. Goodrich was unable to locate any information that it had any arrangement with Obitts Chemical Company.
  - (b) B.F. Goodrich has engaged in a good faith and appropriate search to provide answers responsive to this Information Request, and B.F. Goodrich was unable to locate any information that it had any arrangement with Russel Obitts.
-

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- (c) B.F. Goodrich has engaged in a good faith and appropriate search to provide answers responsive to this Information Request, and B.F. Goodrich was unable to locate any information that it had any arrangement with Chemical Recovery Systems, Inc.
  - (d) B.F. Goodrich has engaged in a good faith and appropriate search to provide answers responsive to this Information Request, and B.F. Goodrich was unable to locate any information that it had any arrangement with Peter Shagena.
  - (e) B.F. Goodrich objects to this question on the grounds that it is overly broad and unduly burdensome to the extent that it does not apply to the Site and seeks information outside of the time frame relevant to the Site. Without waiving this objection, B.F. Goodrich used James C. Freeman as a broker on September 6, 1989 for the disposal of 700 gallons of waste flammable solids (D001) from its facility at 9921 Brecksville Road, Brecksville, Ohio. See Manifest and Generator Waste Profile, attached as Exhibit A.
  - (f) B.F. Goodrich has engaged in a good faith and appropriate search to provide answers responsive to this Information Request, and B.F. Goodrich was unable to locate any information that it had any arrangement with James "Jim" Jackson.
  - (g) B.F. Goodrich has engaged in a good faith and appropriate search to provide answers responsive to this Information Request, and B.F. Goodrich was unable to locate any information that it had any arrangement with Donald Matthews.
  - (h) B.F. Goodrich has engaged in a good faith and appropriate search to provide answers responsive to this Information Request, and B.F. Goodrich was unable to locate any information that it had any arrangement with Bob Spears.
  - (i) B.F. Goodrich has engaged in a good faith and appropriate search to provide answers responsive to this Information Request, and B.F. Goodrich was unable to locate any information that it had any arrangement with Bill Bromley.
-

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- (j) B.F. Goodrich has engaged in a good faith and appropriate search to provide answers responsive to this Information Request, and B.F. Goodrich was unable to locate any information that it had any arrangement with Carol Oliver.
  - (k) B.F. Goodrich has engaged in a good faith and appropriate search to provide answers responsive to this Information Request, and B.F. Goodrich was unable to locate any information that it had any arrangement with Nolwood Chemical Company, Inc.
  - (l) B.F. Goodrich has engaged in a good faith and appropriate search to provide answers responsive to this Information Request, and B.F. Goodrich was unable to locate any information that it had any arrangement with Art McWood.
  - (m) B.F. Goodrich has engaged in a good faith and appropriate search to provide answers responsive to this Information Request, and B.F. Goodrich was unable to locate any information that it had any arrangement with Chuck Nolton.
  - (n) B.F. Goodrich objects to this request on the grounds that it is overly broad and unduly burdensome to the extent that it does not apply to the Site and seeks information outside of the time frame relevant to the Site. Without waiving this objection, two (2) of B.F. Goodrich's former plants sent three (3) shipments of material to Michigan Recovery Systems, 36345 Van Borne, Romulus, Michigan 48174 in 1988 and 1989. See August 17, 1988 manifest from the B.F. Goodrich Company, Walker Road, Avon, Lake, Ohio 44012 for 95 gallons of waste flammable liquid (D001); August 17, 1988 manifest from the B.F. Goodrich Company, Walker Road, Avon Lake, Ohio 44012 for 2,700 gallons of non hazardous solid waste; September 6, 1989 manifest from the B.F. Goodrich Company, 9921 Brecksville Road, Brecksville, Ohio 44141 for 700 pounds of waste flammable solids (D001), copies of which are attached as Exhibit A.
  - (o) B.F. Goodrich has engaged in a good faith and appropriate search to provide answers responsive to this Information Request, and B.F. Goodrich was unable to locate any information that it had any arrangement with Chemical Recovery Systems of Michigan.
-



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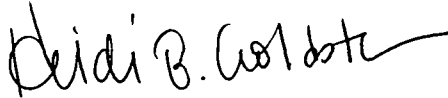
8. B.F. Goodrich has engaged in a good faith and appropriate search to provide answers that are responsive to the Information Request, and B.F. Goodrich was unable to locate any information to substantiate U.S. EPA's statements in its March 2, 2001 General Notice of Potential Liability that it generated, used, treated, stored, disposed of or handled any material at the Site or transported any material to the Site. B.F. Goodrich also was unable to locate any information to corroborate the witness statement summaries or the "dirty inventory" list U.S. EPA provided.
  9. B.F. Goodrich has engaged in a good faith and appropriate search to provide answers that are responsive to the Information Request, and B.F. Goodrich was unable to locate any information to substantiate U.S. EPA's statements in its March 2, 2001 General Notice of Potential Liability that it generated, used, treated, stored, disposed of or handled any material at the Site or transported any material to the Site. B.F. Goodrich also was unable to locate any information to corroborate the witness statement summaries or the "dirty inventory" list U.S. EPA provided.
  10. As set forth in the General Objections, the information requested exceeds the authority granted by CERCLA Section 104(e). B.F. Goodrich objects to this request to the extent that it does not apply to the Site. Additionally, B.F. Goodrich objects to this request as overly burdensome and vexatious.
  11. As set forth in the General Objections, the information requested exceeds the authority granted by CERCLA Section 104(e). B.F. Goodrich objects to this request to the extent that it does not apply to the Site. Additionally, B.F. Goodrich objects to this request as overly burdensome and vexatious.
  12. As set forth in the General Objections, the information requested exceeds the authority granted by CERCLA Section 104(e). B.F. Goodrich objects to this request to the extent that it does not apply to the Site. Additionally, B.F. Goodrich objects to this request as overly burdensome and vexatious.
  13. Not applicable.
  14. Not applicable.
-

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If you have any questions, do not hesitate to call me.

Very truly yours,



Heidi B. Goldstein

HBG:rds

cc: Mr. Thomas Nash, Assistant Regional Counsel, Mail Code: C-14J (via  
facsimile)  
Chris Sheehey, Esq.  
R. Leonard Rowe, Jr., Esq.  
Michael L. Hardy, Esq.

STATE OF NORTH CAROLINA )  
 ) : ss  
COUNTY OF Mecklenburg )

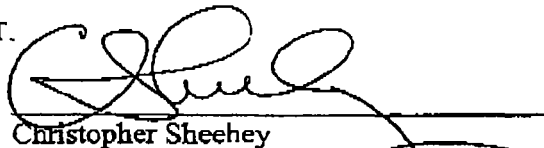
**AFFIDAVIT OF  
CHRISTOPHER SHEEHEY**

1. I am the Director of Environmental, Health and Safety for the B.F. Goodrich Company;

2. I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gathered and evaluated the information submitted.

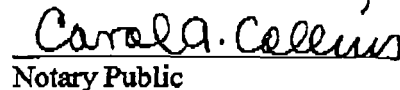
3. Based upon my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

FURTHER, AFFIANT SAYETH NAUGHT.

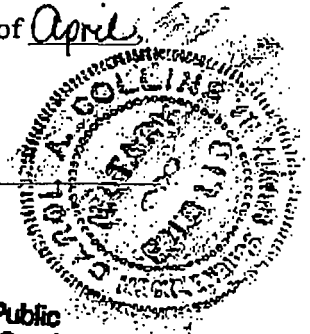
  
Christopher Sheehey

SWORN TO BEFORE ME, and subscribed to in my presence this 30<sup>th</sup> day of April,

2001.

  
Notary Public

Carol A. Collins, Notary Public  
Mecklenburg County, North Carolina  
My Commission Expires 3/30/2005







SENT BY: BFGOODRICH

3-29-1; 10:09;

HS&amp;E-

TH&amp;F LLP; # 2/ 6

DNR

MICHIGAN DEPARTMENT  
OF NATURAL RESOURCES

DO NOT WRITE IN THIS SPACE

ATT. ☐ DIS. ☐ REJ. ☐ PR. ☐FAILURE TO FILE IS PUNISHABLE UNDER  
SECTION 209.548 MCL OR SECTION 10 OF  
ACT 136, P.A. 1989.

Form Approved OMB No. 2050-0039 Expires 9-30-88

UNIFORM HAZARDOUS WASTE MANIFEST 1. Generator's US EPA ID No. 04400707576201354602 Manifest Document No. 2. Page 1 of 1 Information in the shaded areas is not required by Federal law.

Generator's Name and Mailing Address

3F GOODRICH  
1921 BRECKSVILLE ROAD - BRECKSVILLE OHIO

Generator's Phone (216) 447-5243

Transporter 1 Company Name

HEM FREIGHT

Transporter 2 Company Name

Designated Facility Name and Site Address

MICHIGAN RECOVERY

36345 VAN BORN ROAD

UMULUS MICHIGAN 48174

MID 060 975 844

IS DOT Description (including Proper Shipping Name, Hazard Class, and ID NUMBER)

WASTE FLAMMABLE SOLIDS MOS

D001 UN1325

002 DM 00700 D

Printed/Typed Name

HARRY E. CICCOLINI

Signature

Harry E. Ciccolini

Date

Month Day Year

09/26/89

Transporter 1 Acknowledgement of Receipt of Materials

Printed/Typed Name

Signature

Date

Month Day Year

Transporter 2 Acknowledgement of Receipt of Materials

Printed/Typed Name

Signature

Date

Month Day Year

Discrepancy Indication Space

Facility Owner or Operator: Certification of receipt of hazardous materials covered by this manifest except as noted in item 19.

Printed/Typed Name

Signature

Date

Month Day Year



SENT BY: BFGOODRICH

; 3-29-1; 10:11;

HS&amp;E-

TH&amp;F LLP; # 9/6

MICHIGAN RECOVERY SYSTEMS, INC.

36345 VAN BORN ROAD - ROMULUS, MICHIGAN 48174

313-326-3100

MID 060975844

## GENERATOR WASTE PROFILE REPORT

ATOR EPA ID NO: OHD 070757620ATOR NAME: B.F. GOODRICHATOR ADDRESS: 9921 BRECKSVILLE RDBRECKSVILLE, OHIOCT: HARRY CICCOLININO: (216) 447 5243

PORTER EPA ID NO: \_\_\_\_\_

PORTER NAME: CHEM FREIGHT

PORTER ADDRESS: \_\_\_\_\_

## CUSTOMER/BROKER INFORMATION

CUSTOMER EPA ID NO: \_\_\_\_\_

CUSTOMER NAME: FREEMAN RADECUSTOMER ADDRESS: P.O. Box 229VERMILION OHIOCONTACT: JAMES C. FREEMANPHONE NO: 1-216-967-0373

SAMPLING METHOD (TOP, BOTTOM, COMPOSITE, ETC.) EXPLAIN: \_\_\_\_\_

## PHYSICAL CHARACTERISTICS:

CONSISTENCY: ☒ SOLID ☐ LIQUID☐ SEMI-SOLID ☐ SLUDGE ☐ OTHERCOLOR: VARIESPHASING: ☒ SINGLE ☐ BILAYER☒ MULTILAYER

## SPECIAL HANDLING/STORAGE:

WEAR RUBBER GLOVESWEAR SAFETY GLASSESWEAR RESPIRATOR W/ORGANIC CARTRIDGES WITHDUST FILTERSTYPE OF CONTAINER: ☒ DRUM ☐ BULK

OTHER (SPECIFY) \_\_\_\_\_

VOLUME: 2 x 55 galFREQUENCY: 1 time

NO. SAMPLE(S) SUBMITTED: \_\_\_\_\_

VOLUME SAMPLE SUBMITTED: \_\_\_\_\_

DATE SUBMITTED: \_\_\_\_\_

## MAJOR CONSTITUENTS

CONSTITUENT	PERCENTAGE
ND Rubber	~ 10-20%
V SORB	~ 40-70%
OPENTADIENE	~ <5%

ATION FROM THE GENERATOR ON THE ACCURACY OF THE ABOVE REPORTED

ION.

GENERATOR SIGNATURE: \_\_\_\_\_

DATE: 9/6/89



# Michigan Recovery Systems, Inc.

36345 Van Born Road  
Romulus, Michigan 48174

313/326-3100  
Out of State 800/521-0998

BILL TO: #

FREEMAN/RADER

PICK UP: #

B.F. GOODRICH RES. CTR.  
9921 ~~B~~rexville Road  
~~Rexville~~, OH 44141

*Brecksville OH*

WORK ORDER #

*FRANK 909*

CUSTOMER ORDER NO.		DATE REQUIRED		SHIP VIA		
		3/2/89		EPA # MID 060975844 Michigan Recovery Systems, Inc		
DESCRIPTION		DRUMS	GALS.	PDS.	UNIT PRICE	AMOUNT
s non hazardous material						
2 HEPA						
2.5 CARBON Filters						

TIME OUT: *6:15*

TOTAL HOURS: \_\_\_\_\_

DATE RECEIVED: *3/2/89*

COMMENTS:

*2 STOPS*

RELEASED BY

DRIVER'S SIGNATURE

Certify that these goods were produced in compliance with all applicable requirements of Sections 6, 7, and 12 of the Fair Labor Standards Act, and of regulations and orders of the United States Department of Labor issued under Section 14 thereof.



**DNK**  
**MICHIGAN DEPARTMENT**  
**OF NATURAL RESOURCES**

DO NOT WRITE IN THIS SPACE

ATT. ☐ DIS. ☐ REJ. ☐ PR. ☐

Failure to file is punishable under  
 section 299.548 MCL or Section 10 of  
 Act 136, P.A. 1983.

Form Approved, OMB No. 2050-0038 Expires 8-30-88

Please print or type

<b>UNIFORM HAZARDOUS WASTE MANIFEST</b>		1. Generator's US EPA ID No. 0410101411615117171714161718		Manifest Document No. 714161718		2. Page 1 of 1		Information in the shaded areas is not required by Federal law.					
3. Generator's Name and Mailing Address BF Goodrich Company Walker Road Avon Lake, OH 44012 (216)933-0380						A. State Manifest Document Number MI 1274678							
4. Generator's Phone						B. State Generator's ID							
5. Transporter 1 Company Name SQS						C. State Transporter's ID 55133							
6. US EPA ID Number M110981953441						D. Transporter's Phone 313-344-2475							
7. Transporter 2 Company Name CHEMICAL ANALYTICS						E. State Transporter's ID							
8. US EPA ID Number M1109811195557						F. Transporter's Phone 313-326-1400							
9. Designated Facility Name and Site Address Michigan Recovery Systems, Inc. 36345 Van Born Romulus, MI 48174						G. State Facility's ID							
10. US EPA ID Number MI10060075844						H. Facility's Phone (313)326-3700							
11. US DOT Description (Including Proper Shipping Name, Hazard Class, and ID NUMBER) a. <input checked="" type="checkbox"/> RA WASTE FLAMMABLE LIQUID, N.O.S. (EPA DOT) FLAMMABLE LIQUID UN1993						12. Containers No. Type		13. Total Quantity		14. Unit Wt./Vol		15. Waste No. N/H	
						0104 DM		000956		0001			
J. Additional Descriptions for Materials Listed Above						K. Handling Codes for Wastes Listed Above				a/ /			
										b/ /			
										c/ /			
										d/ /			
16. Special Handling Instructions and Additional Information													
16. GENERATOR'S CERTIFICATION: I hereby declare that the contents of this consignment are fully and accurately described above by proper shipping name and are classified, packed, marked, and labeled, and are in all respects in proper condition for transport by highway according to applicable International and national government regulations.  If I am a large quantity generator, I certify that I have a program in place to reduce the volume and toxicity of waste generated to the degree I have determined to be economically practicable and that I have selected the practicable method of treatment, storage, or disposal currently available to me which minimizes the present and future threat to human health and the environment; OR: if I am a small quantity generator, I have made a good faith effort to minimize my waste generation and select the best waste management method that is available to me and that I can afford.													
Printed/Typed Name GERALD J Kish						Signature Gerald J Kish				Date 08/17/88			
17. Transporter 1 Acknowledgement of Receipt of Materials						Printed/Typed Name C. M. Brown				Signature C. M. Brown			
										Date 08/17/88			
18. Transporter 2 Acknowledgement of Receipt of Materials						Printed/Typed Name				Signature			
										Date			
19. Discrepancy Indication Space													
20. Facility Owner or Operator: Certification of receipt of hazardous materials covered by this manifest except as noted in item 19.													
Printed/Typed Name						Signature				Date			
										Month Day Year			

ALL SPILLS MUST BE REPORTED TO THE MICHIGAN POLLUTION EMERGENCY ALERTING SYSTEM, IN MICHIGAN AT 1-800-242-4706 OR OUT OF STATE AT 517-373-7660 AND THE NATIONAL RESPONSE CENTER AT 1-800-424-8802 24 HOURS PER DAY.



**DNR**  
**MICHIGAN DEPARTMENT**  
**OF NATURAL RESOURCES**

DO NOT WRITE IN THIS SPACE

ATT. ☐ DIS. ☐ REJ. ☐ PR. ☐Failure to file is punishable under  
section 200.548 MCL or Section 10' of  
Act 136, PA. 1969.

Please print or type.

Form Approved. OMB No. 2060-0029 Expires 9-30-88

UNIFORM HAZARDOUS WASTE MANIFEST		1. Generator's US EPA ID No.	Manifest Document No.	2. Page 1 of 1	Information in the shaded areas is not required by Federal law.		
3. Generator's Name and Mailing Address <b>BF GOODRICH COMPANY</b> <b>WALKER ROAD ANN ARBOR, MI 48102</b>		6. US EPA ID Number <b>M1098195344</b>		State Manifest Document Number <b>MI 127453</b>			
4. Generator's Phone <b>(313) 933-0580</b>		8. US EPA ID Number		D. Transporter's Phone <b>313-349-2975</b>			
5. Transporter 1 Company Name <b>SQS</b>		10. US EPA ID Number		E. State Transporter's ID			
7. Transporter 2 Company Name		G. State Facility's ID		F. Transporter's Phone			
9. Designated Facility Name and Site Address <b>CHEMICAL ANALYTICS</b> <b>36345 VAN BORN</b> <b>ROMULUS, MI 48178</b>		H. Facility's Phone <b>313-376-9400</b>					
11. US DOT Description (including Proper Shipping Name, Hazard Class, and ID NUMBER) <b>HM</b>		12. Containers		13. Total Quantity	14. Unit M/Vol	15. Waste No.	16. N/A
a. <b>NON HAZARDOUS SOLID WASTE</b>		No. <b>006</b> Type <b>DM02700P</b>				<b>N/A</b>	<b>N</b>
b.							
c.							
d.							
J. Additional Descriptions for Materials Listed Above		K. Handling Codes for Wastes Listed Above		a/ /		b/ /	
				c/ /		d/ /	
15. Special Handling Instructions and Additional Information							
16. GENERATOR'S CERTIFICATION: I hereby declare that the contents of this consignment are fully and accurately described above by proper shipping name and are classified, packed, marked, and labeled, and are in all respects in proper condition for transport by highway according to applicable international and national government regulations.  If I am a large quantity generator, I certify that I have a program in place to reduce the volume and toxicity of waste generated in the degree I have determined to be economically practicable and that I have selected the practicable method of treatment, storage, or disposal currently available to me which minimizes the present and future threat to human health and the environment; OR: If I am a small quantity generator, I have made a good faith effort to minimize my waste generation and select the best waste management method that is available to me and that I can afford.							
Printed/Typed Name <b>Gerald J Kish</b>		Signature <i>Gerald J Kish</i>		Date <b>08/17/88</b>			
17. Transporter 1 Acknowledgement of Receipt of Materials		Signature <i>[Signature]</i>		Date <b>08/17/88</b>			
Printed/Typed Name <b>[Name]</b>		Signature <i>[Signature]</i>		Date <b>08/17/88</b>			
18. Transporter 2 Acknowledgement of Receipt of Materials		Signature		Date			
Printed/Typed Name		Signature		Date			
19. Discrepancy Indication Space							
20. Facility Owner or Operator: Certification of receipt of hazardous materials covered by this manifest except as noted in Item 19.							
Printed/Typed Name		Signature		Date <b>08/17/88</b>			

## Exhibit B

**PRIVILEGE LOG**

**B.F. Goodrich's Response and Objections  
to U.S. EPA's Request for Information  
Re: Chemical Recovery Systems Site - Elyria, Ohio**

<b>Date</b>	<b>From</b>	<b>To</b>	<b>CC</b>	<b>Description</b>	<b>Privilege</b>
04/11/01	Richard Hardesty	Heidi B. Goldstein, Esq.	None	Interview Report	Attorney-Client Work-Product

**THOMPSON** Heidi B. Goldstein, Esq.  
**HINE**

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THOMPSON HINE LLP

3900 Key Center  
127 Public Square  
Cleveland, Ohio 44114-1291  
216.566.5500

VIA FEDERAL EXPRESS

Ms. Deena Sheppard-Johnson

Mail Code: SR-6J

United States Environmental Protection  
Agency

Remedial Enforcement Support Section

77 West Jackson Boulevard

Chicago, IL 60604



126

00

**FedEx** USA Airbill  
Express
FedEx  
Tracking  
Number

8255 2584 1623

1 From **This portion can be removed for Recipient's records.**

Date 5/01/01

FedEx Tracking Number 825525841623

Sender's Name Heidi B. Goldstein, Esq. Phone 216 566-5559

Company THOMPSON HINE FLORY L L P

Address 127 PUBLIC SQ

City CLEVELAND State OH ZIP 44114

Dept./Floor/Suite/Room

## 2 Your Internal Billing Reference 015559.00254

## 3 To Ms. Deena Sheppard-Johnson

Recipient's Name Mail Code: SR-6J

Phone

Company United States Environmental Protection Agency  
Remediation Enforcement Support Section

Address 77 West Jackson Boulevard

To "HOLD" at FedEx location, print FedEx address.

We cannot deliver to P.O. boxes or P.O. ZIP codes.

City Chicago State IL ZIP 60604

Dept./Floor/Suite/Room



RECIPIENT: PEEL HERE

Form  
I.D. No.

0215

Recipient's Copy

## 4a Express Package Service

Packages up to 150 lbs.  
Delivery commitment may be later in some areas.☒ FedEx Priority Overnight  
Next business morning☐ FedEx Standard Overnight  
Next business afternoon☐ FedEx First Overnight  
Earliest next business morning  
delivery to select locations☐ FedEx 2Day\*  
Second business day☐ FedEx Express Saver\*  
Third business day\* FedEx Envelope/Letter Rate not available  
Minimum charge: One-pound rate

## 4b Express Freight Service

Packages over 150 lbs.  
Delivery commitment may be later in some areas.☐ FedEx 1Day Freight\*  
Next business day☐ FedEx 2Day Freight  
Second business day☐ FedEx 3Day Freight  
Third business day

\* Call for Confirmation:

\* Declared value limit \$500

## 5 Packaging

☒ FedEx Envelope/Letter\*☐ FedEx Pak\*☐ Other Pkg.  
Includes FedEx Box, FedEx  
Tube, and customer pkg.

## 6 Special Handling

## SATURDAY Delivery

☐ Available only for FedEx Priority  
Overnight and FedEx 2Day  
to select ZIP codes

## SUNDAY Delivery

☐ Available only for FedEx Priority  
Overnight to select ZIP codes

## HOLD Weekday

☐ at FedEx Location  
Not available with  
FedEx First Overnight

## HOLD Saturday

☐ at FedEx Location  
Available only for FedEx Priority  
Overnight and FedEx 2Day  
to select locations

Include FedEx address in Section 3.

Does this shipment contain dangerous goods?

One box must be checked.

☒ No☐ Yes

As per attached

☐ Yes

Shipper's Declaration

☐ Dry Ice

Dry Ice, 9, UN 1845

x kg

Dangerous Goods cannot be shipped in FedEx packaging.

☐ Cargo Aircraft Only

## 7 Payment Bill to:

Enter FedEx Acct. No. or Credit Card No. below.

☐ Obtain Recip.

Acct. No.

☒ Sender  
Acct. No. in Section  
1 will be billed.☐ Recipient☐ Third Party☐ Credit Card☐ Cash/Credit

Total Packages

Total Weight

Total Charges

\*Our liability is limited to \$100 unless you declare a higher value. See the FedEx Service Guide for details.

## 8 Release Signature

Sign to authorize delivery without obtaining signature.

By signing you authorize us to deliver this shipment without obtaining a signature  
and agree to indemnify and hold us harmless from any resulting claims.Questions? Visit our Web site at [www.fedex.com](http://www.fedex.com)  
or call 1-800-Go-FedEx (800)463-3339.

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